

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

\*\*\*\*\*  
BANK OF THE WEST, )  
Plaintiff )  
v. )  
KATHERINE BEESLEY, )  
In Personam )  
AND )  
M/V DEFIANCE, her engines and )  
equipment )  
In Rem )  
Defendants )  
\*\*\*\*\*

CIVIL ACTION NO.  
04 CV 10407 RGS


**PLAINTIFF'S MOTION FOR AN ORDER DIRECTING  
CLERK TO ISSUE WARRANT FOR ARREST OF VESSEL**

Now comes the plaintiff by and through its attorneys, Holbrook & Murphy, and moves this Honorable Court to order the clerk to issue a warrant for the arrest of the M/V DEFIANCE, pursuant to Supplemental Rule C (3)(a)(ii)(A) of the Federal Rules of Civil Procedure.

Plaintiff states that conditions for an *in rem* action appear to exist.

WHEREFORE, plaintiff prays that this Honorable Court issue an order directing the clerk to issue a warrant of the arrest of the M/V DEFIANCE.

**BANK OF THE WEST**  
By its attorneys,

  
Seth S. Holbrook, BBO # 237850  
HOLBROOK & MURPHY  
150 Federal Street, 12<sup>th</sup> Floor  
Boston, MA 02110  
(617) 428-1151